

Marmaduke Semme agt attached to answer unto Marmaduke Semme in John Ditchfeild a plea of trespas upon the case

And whereupon the Said Marmaduke by

Kenelm Cheseldyn his Attorny complaineth that whereas the Said John Ditchfeild stands indebted to the Said Marmaduke for divers liquors and other accomodations at the house of him the Said Marmaduke as also for Severall goods & merchandizes as also for severall Summes of tobacco by Order of the said John paid unto severall persons upon the accompt of him the said John the summe of One thousand & foureteen pounds of tobacco all had & received at divers dayes & times to wit from the foure & twentith day of March in the yeare 1676 untill the six and twentith day of September in the same yeare a particular whereof is here in Court produced In consideration whereof the said John did assume upon himselfe and to the said Marmaduke did faithfully promise that he the said John when thereunto required the Said Summe of One thousand & fourteen pounds of tobacco to him the said Marmaduke would well & truly content & pay notwithstanding which the said John the said summe of One thousand & fourteen pounds of tobacco to him the said Marmaduke according to his promise hath not paid though often thereunto required but the same to him to pay hitherto hath & still doth deny to the damage of the said Marmaduke two thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John by Robert Carvile his Attorny cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill the next Provinciall Court & it is granted the same day is